Female Civil Servants.

THE SUPERANNUATION (FEMALE CIVIL SERVANTS) REGULATIONS (NORTHERN IRELAND), 1936, DATED 14TH NOVEMBER, 1936.

1936. No. 149.

The Ministry of Finance (hereinafter referred to as "the Ministry") in pursuance of the powers conferred on it by sub-section (2) of section 1 of the Superannuation Act (Northern Ireland), 1935, and by sub-section (2) of section 1 of the Superannuation Act, 1935, passed by the Parliament of the United Kingdom as applied to existing Irish Officers within the meaning of the Government of Ireland Act, 1920 (hereinafter referred to as "existing Irish Officers") by the Superannuation Act (Application to Northern Ireland Officers) Order, 1936, and of all other powers enabling it in that behalf, hereby makes the following Regulations.

1.—(1) These Regulations may be cited as The Superannuation (Female Civil Servants) Regulations (Northern Ireland), 1936.

(2) The Interpretation Act, 1921, shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. Any female civil servant who entered the service before the 17th December, 1935, and who was on that day under the retiring age, may make an application through the Department in which she is serving (hereinafter called "the Department") to be allowed to adopt the provisions of the Superannuation Act, 1909.

3. Such an application shall be made through the Department in writing in the form A set out in the Schedule to these Regulations, and shall be lodged on or before the 31st March, 1937, with such officer of the Department as the Department may direct; provided that the Ministry, if requested to do so before that date, may grant an extension of the period within which such application must be lodged in any special case in which they consider that such an extension would be justified. The Department shall furnish the applicant with an acknowledgment of the receipt of her application.

4. An application shall not be granted unless, in the opinion of the Ministry, the applicant is of sound health.

5.—(1) In any case in which the Ministry considers it desirable, an applicant may be required to submit herself for examination by such Medical Officer as the Ministry may direct. The Medical Officer undertaking the medical examination shall furnish to the Ministry a certificate of the result of the examination in the Form B set out in the Schedule hereto.

(2) The fee for such medical examination shall be paid by the applicant if her remuneration exceeds £230 per annum.

6. The Department shall notify an applicant whether her application has been allowed or disallowed by the Ministry, and, subject to the provisions of regulations 7 and 10 of these Regulations, the decision of the Ministry upon an application shall be final.

7.—(1) Any person whose application has been disallowed on the ground of health may, within one calendar month of the date of the receipt by her of the notification of the disallowance of her application, lodge with that officer of the Department with whom her application was lodged a notice in writing of her desire to appeal against such disallowance.

(2) The appellant shall, when so directed by the Department, furnish in accordance with such directions, without delay and at her own expense, such further medical evidence of the condition of her health, as she may think fit, but such further evidence shall not be admitted unless the doctor whose evidence is furnished by the appellant—

(*a*) certifies that he has read a copy, supplied by the Department, of the particulars of the appellant's sick absences furnished by the Department on the back of Form A and of the medical certificate on Form B relating to the appellant ; and

(*b*) gives in detail his reasons for differing from the opinion expressed in the medical certificate on Form B.

(3) The Ministry may disallow an appeal if any such further medical evidence be not furnished within a reasonable time or in accordance with any direction of the Department given under this Article.

8.—(1) The Ministry shall, before deciding an appeal, consult its Medical Referee, but, subject to the provisions of regulation 10 of these Regulations, its decision upon an appeal shall be final.

(2) The Ministry may, if it thinks fit, require the appellant to be examined by its Medical Referee, and in any such case the Referee's fee and the appellant's expenses of such examination shall be borne by the appellant.

9. The Department shall notify an appellant whether her appeal has been allowed or disallowed by the Ministry.

10.—(1) The allowance of an application or of an appeal may be reconsidered by the Ministry if, since the date of lodging her application or appeal and before the allowance has been notified to her, the applicant has been or has become seriously ill, or has died on a date later than three calendar months after the date of lodging her application.